

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Bernd Burchard; Stefan Vogel

Express Mail Label No. EL196831813US

Filed: Herewith

For: PORTABLE DATA RECORDING AND/OR PLAYBACK DEVICE

Assistant Commissioner For Patents

Washington, D.C. 20231

Sir:

**PRELIMINARY AMENDMENT**

Applicant files herewith the above-identified application. Please amend the application as follows.

**IN THE CLAIMS**

Please add the following new claims.

22. A portable data recording or playback device, comprising  
a data capture device or data output device; and  
a data memory device or data readout device,  
wherein i) data capture device or data capture device, and ii) the data memory device or  
the data readout device, are contained in a headband.
23. The device of claim 22 further comprising operating controls for the data memory  
device or the data readout device, and the operating controls contained in the headband.
24. The device of claim 22 further comprising operating controls that comprise sound  
capture apparatus for capture of a sound signal.

(N.E.)  
Claims One  
in spec.  
(no changes)